



OLL 84-3012
4 June 1984

MEMORANDUM FOR:

[Redacted]
Comirex Staff

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[Redacted]
Office of General Counsel

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Office of General Counsel

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FROM:

[Redacted]
Legislation Division
Office of Legislative Liaison

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SUBJECT: Senate Report on H.R. 5155 -- Landsat
Commercialization Act

1. Attached for your review and comment is H.R. 5155 as reported from the Senate Committee on Commerce, Science and Transportation. The Senate Report is also attached for your review.

2. The Senate Committee amended the House passed version of H.R. 5155 and substituted the language of the Senate Landsat bill, S. 2292. While OMB did not clear our letter to the Senate on S. 2292, they did attempt to clear a Department of Commerce report as the definitive Administration position on the Landsat issue. OMB was not successful, and neither our views nor any other Administration view went to the Hill on these bills. A copy of our comments on S. 2292, revised to correspond to the appropriate section of H.R. 5155, is attached for your review.

3. Please review the attached materials and provide me your comments. If our proposed changes to S. 2292 remain valid for the Senate version of H.R. 5155, our office will seek to have them incorporated before action by the Senate.

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Attachments

Section 103(2)

Add at the end of 103(2), after subsection (c), the following sentence:

Preferences or special arrangements that are required by the conditions established pursuant to section 604^{(a)(b)} to meet the national security concerns or the international obligations of the United States shall be deemed to be non-discriminatory.

Section 402

402(b). Add a new subsection (6):

(6) the entity seeking to obtain the license agrees to comply with the conditions established pursuant to section 604^{(a)(b)} to meet national security concerns and international obligations of the United States.

Section 403

After "agencies" add the following:

"and consistent with the conditions developed under section 604^{(a)(b)},"

Section 607

607(a). Add the following at the end:

The Secretary of Defense shall determine those conditions which are necessary to impose on any system operator to meet the national security concerns of the United States.

607(b). Add the following at the end:

The Secretary of State shall determine those conditions which are necessary to impose on any system operator to meet the international obligations of the United States.